



General Assembly

January Session, 2013

***Raised Bill No. 6699***

LCO No. 5542



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

***AN ACT CONCERNING PRETRIAL DIVERSIONARY PROGRAMS AND  
SOLICITATION OF CLIENTS IN CRIMINAL MATTERS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 54-56i of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2013*):

3 (a) There is established a pretrial drug education and community  
4 service program for persons charged with a violation of section  
5 21a-267, [or] 21a-279 or 21a-279a. The drug education and community  
6 service program shall include a [ten-session drug intervention] fifteen-  
7 week drug education program, a fifteen-session drug intervention  
8 program and a substance abuse treatment program of not less than  
9 fifteen sessions, and the performance of community service.

10 (b) Upon application by any such person for participation in such  
11 program and payment to the court of an application fee of one  
12 hundred dollars and a nonrefundable evaluation fee of one hundred  
13 fifty dollars, the court shall, but only as to the public, order the court  
14 file sealed. [provided such person states under oath, in open court or

15 before any person designated by the clerk and duly authorized to  
16 administer oaths, under penalties of perjury, that such person has  
17 never had such program invoked in such person's behalf.] A person  
18 shall be ineligible for participation in such pretrial drug education and  
19 community service program if such person has twice previously  
20 participated in (1) the [eight-session, ten-session or fifteen-session]  
21 pretrial drug education program [, or substance abuse treatment  
22 program] established under the provisions of this section [or] in effect  
23 prior to October 1, 2013, (2) the [pretrial] community service labor  
24 program established under section 53a-39c, as amended by this act, (3)  
25 the drug education and community service program established under  
26 this section, or (4) any of such programs, except that the court may  
27 allow a person who has twice previously participated in such  
28 programs to participate in the pretrial drug education and community  
29 service program one additional time, for good cause shown. The  
30 evaluation and application fee imposed [by] under this subsection  
31 shall be credited to the pretrial account established under section 54-  
32 56k.

33 (c) The court, after consideration of the recommendation of the  
34 state's attorney, assistant state's attorney or deputy assistant state's  
35 attorney in charge of the case, may, in its discretion, grant such  
36 application. If the court grants such application, the court shall refer  
37 such person (1) to the Court Support Services Division for  
38 confirmation of the eligibility of the applicant, [and] (2) to the  
39 Department of Mental Health and Addiction Services for evaluation  
40 and determination of an appropriate drug education or substance  
41 abuse treatment program for the first or second time such application  
42 is granted, and (3) to a state licensed substance abuse treatment  
43 program for evaluation and determination of an appropriate substance  
44 abuse treatment program for the third time such application is  
45 granted, except that, if such person is a veteran, the court may refer  
46 such person to the Department of Veterans' Affairs or the United States  
47 Department of Veterans Affairs, as applicable, for any such evaluation.

48 For the purposes of this subsection and subsection (d) of this section,  
49 "veteran" means a person who is (A) a veteran, as defined in  
50 subsection (a) of section 27-103, or (B) eligible to receive services from  
51 the United States Department of Veterans Affairs pursuant to Title 38  
52 of the United States Code.

53 (d) (1) (A) Upon confirmation of eligibility and receipt of the  
54 evaluation and determination required [pursuant to] under subsection  
55 (c) of this section, such person shall be placed in the drug education  
56 program and referred by the Court Support Services Division for the  
57 purpose of receiving appropriate drug intervention services or  
58 substance abuse treatment program services, as recommended by the  
59 evaluation conducted pursuant to subsection (c) of this section and  
60 ordered by the court, to the Department of Mental Health and  
61 Addiction Services or to a state licensed substance abuse treatment  
62 program for placement in the appropriate drug education or substance  
63 abuse treatment program, except that, if such person is a veteran, the  
64 division may refer such person to the Department of Veterans' Affairs  
65 or the United States Department of Veterans Affairs, subject to the  
66 provisions of subdivision (2) of this subsection.

67 (B) Persons who have been granted entry into the drug education  
68 and community service program for the first time shall participate in a  
69 fifteen-week drug education program. Persons who have been granted  
70 entry into the drug education and community service program for the  
71 second time shall participate in either a fifteen- week drug education  
72 program or a substance abuse treatment program of not less than  
73 fifteen sessions, as ordered by the court based on the evaluation and  
74 determination required under subsection (c) of this section. Persons  
75 who have been granted entry into the drug education and community  
76 service program for a third time shall be referred to a state licensed  
77 substance abuse program for evaluation and participation in a course  
78 of treatment as ordered by the court based on the evaluation and  
79 determination required under subsection (c) of this section.

80     (C) Persons who have been granted entry into the drug education  
81     and community service program shall also participate in a community  
82     service program administered by the Court Support Services Division  
83     pursuant to section 53a-39c, as amended by this act. Persons who have  
84     been granted entry into the drug education and community service  
85     program for the first time shall participate in the community service  
86     program for a period of five days. Persons who have been granted  
87     entry into the drug education and community service program for the  
88     second time shall participate in the community service program for a  
89     period of fifteen days. Persons who have been granted entry into the  
90     drug education and community service program for a third or  
91     additional time shall participate in the community service program for  
92     a period of thirty days.

93     (D) Placement in the drug education program pursuant to this  
94     section shall not exceed one year. Persons receiving substance abuse  
95     treatment program services in accordance with the provisions of this  
96     section shall only receive such services at state licensed substance  
97     abuse treatment program facilities that are in compliance with all state  
98     standards governing the operation of such facilities, except that, if such  
99     person is a veteran, such person may receive services from facilities  
100    under the supervision of the Department of Veterans' Affairs or the  
101    United States Department of Veterans Affairs, subject to the provisions  
102    of subdivision (2) of this subsection. Any person who enters the  
103    program shall agree: [(A)] (i) To the tolling of the statute of limitations  
104    with respect to such crime; [(B)] (ii) to a waiver of such person's right  
105    to a speedy trial; [(C)] (iii) to complete participation in the ten-session  
106    drug intervention program, fifteen-session drug intervention program  
107    or substance abuse treatment program, as recommended by the  
108    evaluation conducted pursuant to subsection (c) of this section, and  
109    ordered by the court; [(D)] (iv) to commence participation in the drug  
110    education program not later than ninety days after the date of entry of  
111    the court order unless granted a delayed entry into the program by the  
112    court; and [(E)] (v) upon completion of participation in the [pretrial]

113 drug education and community service program, to accept [(i)] (I)  
114 placement in a treatment program upon the recommendation of a  
115 provider under contract with the Department of Mental Health and  
116 Addiction Services or a provider under the supervision of the  
117 Department of Veterans' Affairs or the United States Department of  
118 Veterans Affairs, or [(ii)] (II) placement in a treatment program that  
119 has standards substantially similar to, or higher than, a program of a  
120 provider under contract with the Department of Mental Health and  
121 Addiction Services, if the Court Support Services Division deems it  
122 appropriate. [The Court Support Services Division shall require as a  
123 condition of participation in the drug education program that any  
124 person participating in the ten-session drug intervention program or  
125 the substance abuse treatment program also participate in the  
126 community service labor program, established pursuant to section 53a-  
127 39c, for not less than five days; and that any person participating in the  
128 fifteen-session drug intervention program also participate in said  
129 community service labor program, for not less than ten days.]

130 (2) The Court Support Services Division may only refer a veteran to  
131 the Department of Veterans' Affairs or the United States Department of  
132 Veterans Affairs for the receipt of services under the program if (A) the  
133 division determines that such services will be provided in a timely  
134 manner under standards substantially similar to, or higher than,  
135 standards for services provided by the Department of Mental Health  
136 and Addiction Services under the program, and (B) the applicable  
137 department agrees to submit timely program participation and  
138 completion reports to the division in the manner required by the  
139 division.

140 (e) If the Court Support Services Division informs the court that  
141 such person is ineligible for the program and the court makes a  
142 determination of ineligibility or if the program provider certifies to the  
143 court that such person did not successfully complete the assigned  
144 program and such person did not request, or the court denied,  
145 reinstatement in the program under subsection (i) of this section, the

146 court shall order the court file to be unsealed, enter a plea of not guilty  
147 for such person and immediately place the case on the trial list.

148 (f) If such person satisfactorily completes the assigned program,  
149 such person may apply for dismissal of the charges against such  
150 person and the court, on reviewing the record of such person's  
151 participation in such program submitted by the Court Support  
152 Services Division and on finding such satisfactory completion, shall  
153 dismiss the charges. If such person does not apply for dismissal of the  
154 charges against such person after satisfactorily completing the  
155 assigned program, the court, upon receipt of the record of such  
156 person's participation in such program submitted by the Court  
157 Support Services Division, may on its own motion make a finding of  
158 such satisfactory completion and dismiss the charges. Upon motion of  
159 such person and a showing of good cause, the court may extend the  
160 placement period for a reasonable period [for] of time to allow such  
161 person to complete the assigned program. A record of participation in  
162 such program shall be retained by the Court Support Services Division  
163 for a period of ten years from the date the court grants the application  
164 for participation in the program.

165 (g) At the time the court grants the application for participation in  
166 the pretrial drug education and community service program, [such]  
167 any person ordered to participate in the drug education program shall  
168 pay to the court a nonrefundable program fee of [three hundred fifty  
169 dollars if such person is ordered to participate in the ten-session drug  
170 intervention program or five hundred dollars if such person is ordered  
171 to participate in the fifteen-session drug intervention program] six  
172 hundred dollars. If the court orders participation in a substance abuse  
173 treatment program, such person shall pay to the court a nonrefundable  
174 program fee of one hundred dollars and shall be responsible for the  
175 costs associated with such program. No person may be excluded from  
176 any such program for inability to pay such fee or cost, provided (1)  
177 such person files with the court an affidavit of indigency or inability to  
178 pay, (2) such indigency or inability to pay is confirmed by the Court

179 Support Services Division, and (3) the court enters a finding thereof.  
180 The court may waive all or any portion of such fee depending on such  
181 person's ability to pay. If the court finds that a person is indigent or  
182 unable to pay for a substance abuse treatment program, the costs of  
183 such program shall be paid from the pretrial account established under  
184 section 54-56k. If the court denies the application, such person shall not  
185 be required to pay the program fee. If the court grants the application,  
186 and such person is later determined to be ineligible for participation in  
187 such pretrial drug education and community service program or fails  
188 to complete the assigned program, the program fee shall not be  
189 refunded. [All program fees] Eighty-five per cent of each program fee  
190 paid shall be credited to the pretrial account established under section  
191 54-56k and fifteen per cent of each program fee paid shall be credited  
192 to the alternative incarceration program account.

193 (h) If a person returns to court with certification from a program  
194 provider that such person did not successfully complete the assigned  
195 program or is no longer amenable to treatment, the provider, to the  
196 extent practicable, shall include a recommendation to the court as to  
197 whether placement in a [ten-session drug intervention program, a  
198 fifteen-session drug intervention] drug education program or  
199 placement in a substance abuse treatment program would best serve  
200 such person's needs. The provider shall also indicate whether the  
201 current program referral was an initial referral or a reinstatement to  
202 the program.

203 (i) When a person subsequently requests reinstatement into a drug  
204 [intervention] education program or a substance abuse treatment  
205 program and the Court Support Services Division verifies that such  
206 person is eligible for reinstatement into such program and thereafter  
207 the court favorably acts on such request, [such] any person reinstated  
208 into the drug education program shall pay a nonrefundable program  
209 fee of [one hundred seventy-five dollars if ordered to complete a ten-  
210 session drug intervention program or] two hundred fifty dollars, [if  
211 ordered to complete a fifteen-session drug intervention program, as

212 the case may be] and any person reinstated into a substance abuse  
213 treatment program shall be responsible for the costs, if any, associated  
214 with being reinstated into the treatment program. Unless good cause is  
215 shown, such [fees] program fee shall not be waived. [If the court grants  
216 a person's request to be reinstated into a substance abuse treatment  
217 program, such person shall be responsible for the costs, if any,  
218 associated with being reinstated into the treatment program.] All  
219 program fees collected in connection with a reinstatement to a drug  
220 [intervention] education program shall be credited to the pretrial  
221 account established under section 54-56k. No person shall be permitted  
222 more than two program reinstatements pursuant to this subsection.

223 (j) The Department of Mental Health and Addiction Services shall  
224 develop standards and oversee appropriate drug education programs  
225 that it administers to meet the requirements of this section and may  
226 contract with service providers to provide such programs. The  
227 department shall adopt regulations, in accordance with chapter 54, to  
228 establish standards for such drug education programs.

229 (k) Any person whose employment or residence or schooling makes  
230 it unreasonable to attend a drug [intervention] education program or  
231 substance abuse treatment program in this state may attend a program  
232 in another state that has standards similar to, or higher than, those of  
233 this state, subject to the approval of the court and payment of the  
234 program fee or costs as provided in this section.

235 Sec. 2. Section 53a-39c of the general statutes is repealed and the  
236 following is substituted in lieu thereof (*Effective October 1, 2013*):

237 (a) There is established, within available appropriations, a  
238 community service labor program for persons [charged with a]  
239 convicted of a first violation of section 21a-267 or 21a-279 who have not  
240 previously been convicted of a violation of section [21a-267,] 21a-277 [,]  
241 or 21a-278. [or 21a-279.] Upon application by any such person for  
242 participation in such program the court may grant such application



243 and, [(1) if such person has not previously been placed in the  
244 community service labor program, the court may either suspend  
245 prosecution and place such person in such program or, upon a plea of  
246 guilty without trial where a term of imprisonment is part of a stated  
247 plea agreement, suspend any sentence of imprisonment and make  
248 participation in such program a condition of probation or conditional  
249 discharge in accordance with section 53a-30; or (2) if such person has  
250 previously been placed in such program, the court may,] upon a plea  
251 of guilty without trial where a term of imprisonment is part of a stated  
252 plea agreement, suspend any sentence of imprisonment and make  
253 participation in such program a condition of probation or conditional  
254 discharge in accordance with [said] section 53a-30. No person may be  
255 placed in such program who has [twice] previously been placed in  
256 such program.

257 (b) Any person who enters such program shall pay to the court a  
258 participation fee of two hundred five dollars, except that no person  
259 may be excluded from such program for inability to pay such fee,  
260 provided (1) such person files with the court an affidavit of indigency  
261 or inability to pay, (2) such indigency is confirmed by the Court  
262 Support Services Division, and (3) the court enters a finding thereof.  
263 All program fees collected under this subsection shall be deposited  
264 into the alternative incarceration program account. The period of  
265 participation in the community service labor program shall be thirty  
266 days.

267 [(c) Any person for whom prosecution is suspended and who is  
268 placed in the community service labor program pursuant to subsection  
269 (a) of this section shall agree to the tolling of the statute of limitations  
270 with respect to such crime and to a waiver of such person's right to a  
271 speedy trial. A pretrial community service labor program established  
272 under this section for persons for whom prosecution is suspended  
273 shall include a drug education component. If such person satisfactorily  
274 completes the program of community service labor to which such  
275 person was assigned, such person may apply for dismissal of the

276 charges against such person and the court, on reviewing the record of  
277 such person's participation in such program and on finding such  
278 satisfactory completion, shall dismiss the charges. If the program  
279 provider certifies to the court that such person did not successfully  
280 complete the program of community service labor to which such  
281 person was assigned or is no longer amenable to participation in such  
282 program, the court shall enter a plea of not guilty for such person and  
283 immediately place the case on the trial list.

284 (d) The period of participation in a community service labor  
285 program shall be a minimum of fourteen days for a first violation and  
286 thirty days for a second violation involving a plea of guilty and  
287 conviction.]

288 Sec. 3. Subsection (c) of section 54-56e of the general statutes is  
289 repealed and the following is substituted in lieu thereof (*Effective*  
290 *October 1, 2013*):

291 (c) This section shall not be applicable: (1) To any person charged  
292 with a class A felony, a class B felony, except a violation of section 53a-  
293 122 that does not involve the use, attempted use or threatened use of  
294 physical force against another person, or a violation of section 14-227a,  
295 subdivision (2) of subsection (a) of section 53-21, section 53a-56b, 53a-  
296 60d, 53a-70, 53a-70a, 53a-70b, 53a-71, except as provided in subdivision  
297 (5) of this subsection, 53a-72a, 53a-72b, 53a-90a, 53a-196e or 53a-196f,  
298 (2) to any person charged with a crime or motor vehicle violation who,  
299 as a result of the commission of such crime or motor vehicle violation,  
300 causes the death of another person, (3) to any person accused of a  
301 family violence crime as defined in section 46b-38a who (A) is eligible  
302 for the pretrial family violence education program established under  
303 section 46b-38c, or (B) has previously had the pretrial family violence  
304 education program invoked in such person's behalf, (4) to any person  
305 charged with a violation of section 21a-267 or 21a-279 who (A) is  
306 eligible for the pretrial drug education and community service  
307 program established under section 54-56i, as amended by this act, or

308 (B) has previously had the pretrial drug education program or the  
309 pretrial drug education and community service program invoked [in]  
310 on such person's behalf, (5) unless good cause is shown, to (A) any  
311 person charged with a class C felony, or (B) any person charged with  
312 committing a violation of subdivision (1) of subsection (a) of section  
313 53a-71 while such person was less than four years older than the other  
314 person, or (6) to any person charged with a violation of section 9-359 or  
315 9-359a.

316 Sec. 4. Section 54-56m of the general statutes is repealed and the  
317 following is substituted in lieu thereof (*Effective October 1, 2013*):

318 (a) There shall be established, in [the geographical area of the  
319 Superior Court for the towns of Berlin, New Britain, Newington,  
320 Rocky Hill and Wethersfield, the geographical area of the Superior  
321 Court for the towns of Bethlehem, Middlebury, Naugatuck, Prospect,  
322 Southbury, Watertown, Wolcott, Woodbury and Waterbury, and such  
323 other geographical areas of the Superior Court as the Chief Court  
324 Administrator may designate] each geographical area of the Superior  
325 Court, programs of mediation wherein the court may refer a criminal  
326 prosecution to mediation for resolution. For the purposes of this  
327 section, "mediation" means the process where two or more persons to a  
328 dispute agree to meet with an impartial third party to work toward a  
329 resolution of the dispute which is satisfactory to all parties in  
330 accordance with principles of mediation commonly used in labor  
331 management disputes.

332 (b) If mediation is successful, the prosecuting authority, upon  
333 recommendation of the family relations counselor or mediation officer,  
334 shall enter a nolle prosequi and the prosecution shall be terminated  
335 and the defendant released from custody.

336 (c) If mediation is unsuccessful or the defendant fails to comply  
337 with the terms of any mediation agreement, the family relations  
338 counselor or mediation officer shall notify the prosecuting authority

339 and prosecution of the defendant may be initiated.

340 (d) There shall be established, in [the two geographical areas of the  
341 Superior Court enumerated in subsection (a) of this section and in such  
342 other geographical areas of the Superior Court as the Chief Court  
343 Administrator may designate] each geographical area of the Superior  
344 Court, units to provide mediation services in cases referred by the  
345 court to mediation. In addition, mediation services in cases referred by  
346 the court to mediation may also be provided by private agencies under  
347 contract with the Judicial Department.

348 Sec. 5. Section 54-56h of the general statutes is repealed and the  
349 following is substituted in lieu thereof (*Effective October 1, 2013*):

350 (a) The court may, in the disposition of any criminal or motor  
351 vehicle case, including a dismissal or the imposition of a sentence,  
352 consider the fact that the defendant has made a monetary contribution  
353 to the Criminal Injuries Compensation Fund established under section  
354 54-215 or a monetary contribution or contribution of community  
355 service work hours to a private nonprofit charity or other nonprofit  
356 organization.

357 (b) In entering a nolle prosequi, the state's attorney, assistant state's  
358 attorney or deputy assistant state's attorney in charge of the case may  
359 consider the fact that the defendant has made a monetary contribution  
360 to the Criminal Injuries Compensation Fund or a monetary  
361 contribution or contribution of community service work hours to a  
362 private nonprofit charity or other nonprofit organization.

363 (c) A monetary contribution made by a defendant to the Criminal  
364 Injuries Compensation Fund as provided in this section may be paid to  
365 either the clerk of the court or the Office of Victim Services.

366 Sec. 6. Section 54-66a of the general statutes is repealed and the  
367 following is substituted in lieu thereof (*Effective October 1, 2013*):

368 Any bail bond posted in any criminal proceeding in this state shall  
369 be automatically terminated and released whenever the defendant: (1)  
370 Is granted accelerated rehabilitation pursuant to section 54-56e, as  
371 amended by this act; (2) is granted admission to the pretrial alcohol  
372 education program pursuant to section 54-56g; (3) is granted  
373 admission to the pretrial family violence education program pursuant  
374 to section 46b-38c; (4) is granted admission to the community service  
375 labor program pursuant to section 53a-39c, as amended by this act; (5)  
376 is granted admission to the pretrial drug education and community  
377 service program pursuant to section 54-56i, as amended by this act; (6)  
378 has the complaint or information filed against such defendant  
379 dismissed; (7) is acquitted; (8) is sentenced by the court; (9) is granted  
380 admission to the pretrial school violence prevention program pursuant  
381 to section 54-56j; (10) is charged with a violation of section 29-33 and  
382 prosecution has been suspended pursuant to subsection (h) of section  
383 29-33; or (11) is granted admission to the supervised diversionary  
384 program for persons with psychiatric disabilities pursuant to section  
385 54-56l.

386 Sec. 7. Section 51-87a of the general statutes is repealed and the  
387 following is substituted in lieu thereof (*Effective October 1, 2013*):

388 (a) A lawyer shall not send, or knowingly permit to be sent, on  
389 behalf of himself, his firm, his partner, an associate or any other lawyer  
390 affiliated with him or his firm, a written communication to a  
391 prospective client for the purpose of obtaining professional  
392 employment if:

393 (1) The written communication concerns an action for personal  
394 injury or wrongful death or otherwise relates to an accident or disaster  
395 involving the person to whom the communication is addressed or a  
396 relative of that person, unless the accident or disaster occurred more  
397 than forty days prior to the mailing of the communication;

398 (2) The written communication concerns representation in a

399 criminal prosecution of the person to whom the communication is  
400 addressed or a relative of that person, unless the arrest in such  
401 criminal prosecution occurred more than thirty days prior to the  
402 mailing of the communication;

403     [(2)] (3) The written communication concerns a specific matter and  
404 the lawyer knows or reasonably should know that the person to whom  
405 the communication is directed is represented by a lawyer in the matter;

406     [(3)] (4) It has been made known to the lawyer that the person does  
407 not want to receive such communications from the lawyer;

408     [(4)] (5) The communication involves coercion, duress, fraud,  
409 overreaching, harassment, intimidation or undue influence;

410     [(5)] (6) The communication contains a false, fraudulent, misleading,  
411 deceptive, or unfair statement or claim; or

412     [(6)] (7) The lawyer knows or reasonably should know that the  
413 physical, emotional or mental state of the person makes it unlikely that  
414 the person would exercise reasonable judgment in employing a  
415 lawyer.

416     (b) Written communications to prospective clients known to be in  
417 need of legal services in a particular matter for the purpose of  
418 obtaining professional employment are subject to the following  
419 requirements:

420     (1) Each page of such written communications shall be plainly  
421 marked "advertisement" in red ink, and the lower left corner of the face  
422 of the envelope containing a written communication likewise shall  
423 carry a prominent, red "advertisement" mark. If the written  
424 communication is in the form of a self-mailing brochure or pamphlet,  
425 the "advertisement" mark in red ink shall appear on the address panel  
426 of the brochure or pamphlet. Brochures solicited by clients or  
427 prospective clients need not contain the "advertisement" mark;

428       (2) The lawyer shall retain a copy of each written communication for  
429       three years;

430       (3) Written communications mailed to prospective clients shall be  
431       sent only by regular United States mail, not by registered mail or other  
432       forms of restricted delivery;

433       (4) If a contract for representation is mailed with the written  
434       communication, the top of each page of the contract shall be marked  
435       "SAMPLE" in red ink in a type size one size larger than the largest type  
436       used in the contract and the words "DO NOT SIGN" shall appear on  
437       the client signature line;

438       (5) The first sentence of any written communication concerning a  
439       specific matter shall be: "If you have already retained a lawyer for this  
440       matter, please disregard this letter.";

441       (6) Written communications shall be on letter-sized paper rather  
442       than legal-sized paper and shall not be made to resemble legal  
443       pleadings or other legal documents. This provision does not preclude  
444       the mailing of brochures and pamphlets;

445       (7) If a lawyer other than the lawyer whose name or signature  
446       appears on the communication will actually handle the case or matter,  
447       or if the case or matter will be referred to another lawyer or law firm,  
448       any written communication concerning a specific matter shall include  
449       a statement so advising the client;

450       (8) Any written communication prompted by a specific occurrence  
451       involving or affecting the intended recipient of the communication or a  
452       family member shall disclose how the lawyer obtained the information  
453       prompting the communication; and

454       (9) A written communication seeking employment by a specific  
455       prospective client in a specific matter shall not reveal on the envelope,  
456       or on the outside of a self-mailing brochure or pamphlet, the nature of

457 the client's legal problem.

458 (c) For the purposes of this section, "prospective client" shall not  
459 include a commercial entity.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2013</i>	54-56i
Sec. 2	<i>October 1, 2013</i>	53a-39c
Sec. 3	<i>October 1, 2013</i>	54-56e(c)
Sec. 4	<i>October 1, 2013</i>	54-56m
Sec. 5	<i>October 1, 2013</i>	54-56h
Sec. 6	<i>October 1, 2013</i>	54-66a
Sec. 7	<i>October 1, 2013</i>	51-87a

***Statement of Purpose:***

To: (1) Revise the pretrial drug education program by redesignating the program as a pretrial drug education and community service program and revising eligibility and participation requirements for the program, (2) limit eligibility for the community service labor program to enumerated offenses after conviction, (3) revise the eligibility criteria for accelerated rehabilitation, (4) expand mediation programs in criminal prosecutions to all geographical area court locations, (5) permit a court or prosecutor to consider the fact that a defendant has made a monetary contribution to a private nonprofit charity or other nonprofit organization, in a manner currently permitted for the consideration of community service work, and (6) require criminal defense attorneys to wait thirty days after an arrest of a defendant in a criminal matter before sending a written communication to solicit the defendant as a prospective client.